

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
15436.253.24.1

In Re Application Of: **Levyson, et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/735,710	December 12, 2000	Quan Zhen Wang	022913	2633	5579

Title: **SYSTEM AND METHOD FOR TRANSMITTING DATA ON RETURN PATH OF A CABLE TELEVISION SYSTEM**

COMMISSIONER FOR PATENTS:

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Response to Restriction Requirement (2 pgs); Certificate of Mailing by "Express Mail" and Postcard

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Dated: October 25, 2005

Peter F. Malen, Jr.
Attorney for Applicants
Reg. No. 45,576
Telephone No. 801-533-9800

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Applicant(s): Levinson, et al.

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09/735,710

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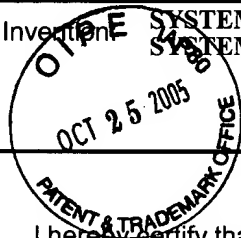
Quan Zhen Wang

Customer No.

022913

Group Art Unit

2633

Invention: **SYSTEM AND METHOD FOR TRANSMITTING DATA ON RETURN PATH OF A CABLE TELEVISION SYSTEM**

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Response to Restriction Requirement (2 pgs); Transmittal Letter (1 pg in duplicate); and Postcard*(Identify type of correspondence)*

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PATENT APPLICATION

Docket: 15436.253.24.1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Levinson, et al.

Serial No.:

09/735,710

Art Unit

2633

Filed:

December 12, 2000

Conf. No.:

5579

For:

SYSTEM AND METHOD FOR
TRANSMITTING DATA ON RETURN PATH
OF A CABLE TELEVISION SYSTEM

Examiner:

Quan Zhen Wang

Customer No.:

022913

MAIL STOP: AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In the Office Action mailed October 5, 2005 (the "Office Action"), the Examiner set forth a Restriction Requirement that identified what the Examiner has characterized as three (3) distinct inventions. In particular, the Examiner suggested in the Office Action that the present application contains claims directed to the following three inventions:

- I. - Claims 1-20, 23-33, drawn to an apparatus and method of transmitter, classified in class 398, subclass 182;

II. - Claims 21-22, 34-35, drawn to an apparatus of optical transceiver, classified in class 398, subclass 135; and

III - Claims 36-59, drawn to an apparatus and method of receiver, classified in class 398, subclass 202.

In response to the Restriction Requirement set forth in the Office Action, Applicant hereby elects Invention I, claims 1-20 and 23-33 (drawn to an apparatus and method of transmitter, classified in class 398, subclass 182) for examination, without traverse.

An action on the merits of all the claims and a Notice of Allowance thereof are respectfully requested.

Docket Number

Applicant respectfully notes that the Office Action incorrectly references Attorney Docket No. "9775-0040-999." Pursuant to the Change of Attorney Docket Number filed in this case on September 24, 2003, the correct docket number for this case is 15436.253.24.1. Applicant thus respectfully requests that all applicable USPTO records be updated accordingly, and Applicant further requests that all further communications from the USPTO reference docket number 15436.253.24.1.

DATED this 25TH day of October, 2005.

Respectfully submitted,



PETER F. MALEN JR.

Attorney for Applicants

Registration No. 45,576

Customer No.: 022913

Telephone No. (801) 533-9800